



(3) a statement that the copy is a complete and accurate copy of applicant's record of all of the correspondence between the Office and applicant for the application (except U.S. patent documents), and

(4) whether applicant is aware of any correspondence between the Office and applicant for the application that is not among applicant's records.

**(1) ALL OF THE CORRESPONDENCE BETWEEN  
THE OFFICE AND APPLICANT**

Attached are all of the correspondence between the United States Patent and Trademark Office and applicant for the captioned application (except U.S. patent documents) attached with the most recent document first.

**(2) A LIST OF SUCH CORRESPONDENCE**

Below is a list of all correspondence between the United States Patent and Trademark Office and applicant for the captioned application (except U.S. patent documents) listed in chronological order with earliest first.

1. Return post card dated 8/31/00; 1 p.
2. Express mail receipt dated 8/31/00; 1p.
3. Check payable to PTO dated 8/31/00; 1 p.
4. Fee transmittal for FY 2000 dated 8/31/00; 1 p.
5. Utility Patent Application Transmittal dated 8/31/00; 1 p.
6. Verified Statement re Small Entity dated 8/31/00; 1 p.
7. Combined Declaration and Power of Attorney dated 8/31/00; 2 pp.
8. Filing Receipt dated 10/17/00; 3 pp.
9. Office Action noting allowable subject matter dated 2/27/02; 5 pp.
10. Response to Office Action dated 4/4/02; 50 pp. including Express Mail receipt and return post card.

11. Office communication re non-compliant amendment dated 4/13/02; 3 pp.
12. Change of Correspondence Address - Application dated 4/23/02; 2 pp.
13. Faxed Amendment dated 10/18/02; 11 pp. including confirmation page.
14. Petition dated 1/17/03; 16 pp. including check, amendment, Express Mail receipt and return post card.
15. Grant of Petition dated 2/3/03; 1 p.
16. Office communication dated 5/8/03; 2 pp.
17. Response to Office Communication dated 7/3/03; 7 pp. including Express Mail receipt and return post card.
18. Office communication re non-compliant amendment dated 3/5/04; 3 pp.
19. Response to notice of non-compliant amendment where claims 1, 2 and 3 were allowable if amended, which amendments were made, dated 8/5/04; 17 pp. including Express Mail receipt and return post card.
20. Change of Correspondence Address - Application dated 6/28/05; 3 pp. including unsuccessful confirmation sheet.

**(3) STATEMENT OF COMPLETENESS AND ACCURACY**

By my signature below, I certify that the attached documents are a complete and accurate copy of applicant's record of all of the correspondence between the United States Patent and Trademark Office and applicant for the application (except U.S. patent documents).

**(4) ADDITIONAL CORRESPONDENCE  
BETWEEN THE OFFICE AND APPLICANT**

Applicant's attorney is aware of additional correspondence between the United States Patent and Trademark Office and applicant for the captioned application that is not among applicant's records. Applicant's

Response To  
Notice Under 37 CFR 1.251 - Pending Application  
Serial No.: 09/652,648  
Art Unit: 3635

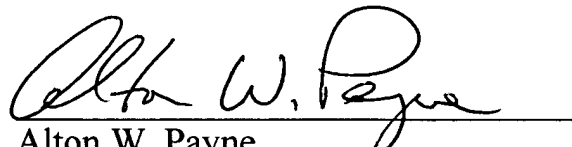
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attorney had numerous conversations with person's at the United States Patent and Trademark Office in an effort to locate the notice of allowability that was prepared by the Office. The numerous conversations trying to locate the notice of allowability were with Examiner Horton, Supervisor Carl Freedman, Tonya McBride and Jackie Waldo, all of whom were very helpful in this matter.

**SUMMARY**

In view of the foregoing, it is respectfully submitted that claims 1, 2 and 3 in the present application are allowable. It is believed that this case is now in condition for allowance and such action is respectfully requested.

Respectfully submitted,

  
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